U.S. DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
FILED
APR 27 2017
CLERK, U.S. DISTRICT COURT
By ________ Deputy

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION

UNITED STATES OF AMERICA

v.

DONALD BROWN (01)

No. 4:17-MJ-360

CRIMINAL COMPLAINT

I, Special Agent J. Radd, being duly sworn, state the following is true and correct to the best of my knowledge and belief:

Alleged Offense:

On or about April 23, 2017, in the Fort Worth Division of the Northern District of Texas, defendant **Donald Brown**, having been convicted of a crime punishable by imprisonment for a term in excess of one year, did knowingly possess in and affecting interstate and foreign commerce the following firearm: a Raven Arms, model MP-25, .25 caliber pistol, bearing serial number 1610921, in violation of 18 U.S.C. § 922(g)(1).

Probable Cause:

I, Special Agent J. Radd, affiant, under oath, duly state that I am a Special Agent with the Bureau of Alcohol, Tobacco, Firearms, and Explosives, assigned to the Fort Worth Field Office in the Dallas Field Division. The statements set forth in this affidavit are true and correct to the best of my knowledge and belief, but are not inclusive of all the evidence or information in the case.

1. On April 23, 2017, at approximately 11:04 pm, while on a routine patrol, an Arlington Police Department Officer conducted a license plate check on a vehicle bearing Texas license plate number HRK2251. The license plate number received a region hit and the Officer initiated a traffic stop on the vehicle.

2. The driver, further identified as **Donald Brown** (hereinafter referred to as **Brown**), lowered his window and provided the Officer with his Texas driver's license. According to the Officer, a strong odor of marijuana was emitting from **Brown's** vehicle. The Officer asked **Brown** if he had smoked marijuana, to which **Brown** admitted to smoking earlier in the day.

3. The Officer asked **Brown** to step out of the vehicle so a probable cause search could be conducted. At that time, **Brown** was on the phone and **Brown's** right hand was hanging low nearly under the driver seat. Concerned for his safety, the Officer reached in and grabbed **Brown's** right hand, and again told **Brown** to step out of the vehicle.

4. During the probable cause search of the vehicle, Officers located and seized a Raven Arms, model MP-25, .25 caliber pistol, bearing serial number 1610921, and a Ziploc bag of suspected marijuana, both located under the driver's seat.

5. A review of **Brown's** criminal history identified two (2) felony convictions for Burglary of a Habitation from 2012.

6. An ATF Interstate Nexus Expert determined that the Raven Arms, model MP-25, .25 caliber pistol, bearing serial number 1610921, was manufactured outside the state of Texas and therefore, would have had to move in, and affect interstate commerce or foreign commerce to reach the state of Texas.

Based upon the above facts and circumstances, I believe there is probable cause to believe that **Brown**, a convicted felon, did knowingly and unlawfully possess, in and affecting interstate or foreign commerce, a Raven Arms, model MP-25, .25 caliber pistol, bearing serial number 1610921, in violation of 18 U.S.C. § 922(g)(1).

J. Radd
Special Agent
Bureau of Alcohol, Tobacco, Firearms, and Explosives

SWORN AND SUBSCRIBED before me, at 2:10 am/pm this 27th day of April, 2017.

JEFFREY L. CURETON
UNITED STATES MAGISTRATE JUDGE